

The bill was ordered to be engrossed and read a third time, and was read the third time.

The SPEAKER pro tempore. The question is on the passage of the bill.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. MILLER of California. Mr. Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Evidently a quorum is not present.

The Sergeant at Arms will notify absent Members.

The vote was taken by electronic device, and there were—yeas 223, nays 187, not voting 25, as follows:

[Roll No. 421]

YEAS—223

Aderholt	Fossella	Myrick
Archer	Fowler	Nethercutt
Armey	Fox	Neumann
Bachus	Franks (NJ)	Ney
Baker	Frelinghuysen	Northup
Ballenger	Galleghy	Norwood
Barrett (NE)	Gekas	Nussle
Bartlett	Gibbons	Oxley
Barton	Gilchrest	Packard
Bass	Gillmor	Pappas
Bateman	Gilman	Parker
Bereuter	Gingrich	Paul
Bilbray	Goodling	Paxon
Bilirakis	Goss	Pease
Bliley	Graham	Peterson (PA)
Blunt	Granger	Petri
Boehlert	Greenwood	Pickering
Boehner	Gutknecht	Pickett
Bonilla	Hansen	Pitts
Bono	Hastert	Pombo
Brady (TX)	Hastings (WA)	Porter
Bryant	Hayworth	Portman
Bunning	Hefley	Quinn
Burr	Herger	Radanovich
Burton	Hill	Rangel
Buyer	Hilleary	Redmond
Callahan	Hobson	Regula
Calvert	Hoekstra	Riggs
Camp	Horn	Riley
Campbell	Hostettler	Rogan
Canady	Houghton	Rogers
Castle	Hulshof	Rohrabacher
Chabot	Hunter	Ros-Lehtinen
Chambliss	Hutchinson	Roukema
Chenoweth	Hyde	Ryun
Christensen	Inglis	Saxton
Coble	Istook	Scarborough
Coburn	Jenkins	Schaefer, Dan
Collins	Johnson (CT)	Schaffer, Bob
Combust	Johnson, Sam	Sensenbrenner
Condit	Jones	Serrano
Conyers	Kelly	Sessions
Cook	Kim	Shaw
Cooksey	King (NY)	Shays
Cox	Kingston	Shimkus
Crane	Klug	Shuster
Crapo	Knollenberg	Skeen
Cubin	Kolbe	Smith (MI)
Cunningham	Latham	Smith (NJ)
Davis (IL)	LaTourette	Smith (OR)
Davis (VA)	Lazio	Smith (TX)
Deal	Leach	Smith, Linda
DeLay	Lewis (CA)	Snowbarger
Diaz-Balart	Lewis (KY)	Solomon
Dickey	Linder	Souder
Dixon	Livingston	Spence
Doolittle	LoBiondo	Stearns
Dreier	Lucas	Stump
Duncan	Manzullo	Sununu
Dunn	McCollum	Talent
Ehlers	McCrery	Taylor (NC)
Ehrlich	McHugh	Thomas
Emerson	McInnis	Thornberry
English	McIntosh	Thune
Ensign	McKeon	Tiahrt
Everett	Metcalf	Torres
Ewing	Mica	Trafficant
Fawell	Miller (FL)	Visclosky
Foley	Moran (KS)	Walsh
Forbes	Morella	Wamp

Waters
Watkins
Watts (OK)
Weldon (FL)
Weldon (PA)

Weller
White
Whitfield
Wicker
Wilson

Wolf
Yates
Young (FL)

NAYS—187

Abercrombie	Hall (TX)	Murtha
Ackerman	Hamilton	Nadler
Allen	Harman	Neal
Andrews	Hastings (FL)	Oberstar
Baesler	Hilliard	Obey
Baldacci	Hinchey	Olver
Barr	Hinojosa	Ortiz
Barrett (WI)	Holden	Owens
Becerra	Hookey	Pallone
Bentsen	Hoyer	Pascarell
Berman	Jackson (IL)	Pastor
Bishop	Jackson-Lee	Payne
Blagojevich	(TX)	Pelosi
Blumenauer	Jefferson	Peterson (MN)
Bonior	John	Pomeroy
Borski	Johnson (WI)	Price (NC)
Boswell	Johnson, E. B.	Rahall
Boucher	Kanjorski	Ramstad
Boyd	Kaptur	Reyes
Brady (PA)	Kennedy (RI)	Rivers
Brown (FL)	Kildee	Rodriguez
Brown (OH)	Kilpatrick	Roemer
Capps	Kind (WI)	Rothman
Cardin	Klecza	Roybal-Allard
Carson	Klink	Royce
Clay	Kucinich	Sabo
Clayton	LaFalce	Salmon
Clement	Lampson	Sanchez
Clyburn	Lantos	Sanders
Costello	Largent	Sandlin
Coyne	Lee	Sanford
Cramer	Levin	Sawyer
Cummings	Lewis (GA)	Scott
Danner	Lipinski	Shadeegg
Davis (FL)	Lofgren	Sherman
DeFazio	Lowe	Skaggs
DeGette	Luther	Skelton
Delahunt	Maloney (CT)	Slaughter
DeLauro	Maloney (NY)	Smith, Adam
Deutsch	Manton	Snyder
Dicks	Markey	Spratt
Doggett	Martinez	Stabenow
Doyle	Mascara	Stark
Edwards	Matsui	Stenholm
Engel	McCarthy (MO)	Stokes
Eshoo	McCarthy (NY)	Strickland
Etheridge	McDermott	Stupak
Evans	McGovern	Tanner
Farr	McHale	Tauscher
Fattah	McIntyre	Taylor (MS)
Fazio	McKinney	Thompson
Filner	McNulty	Thurman
Ford	Meehan	Tierney
Frank (MA)	Meek (FL)	Turner
Frost	Meeks (NY)	Upton
Ganske	Menendez	Velazquez
Gedjenson	Millender	Vento
Goode	McDonald	Watt (NC)
Goodlatte	Miller (CA)	Waxman
Gordon	Minge	Wexler
Green	Mink	Weygand
Gutierrez	Mollohan	Woolsey
Hall (OH)	Moran (VA)	Wynn

NOT VOTING—25

Barcia	Hefner	Rush
Berry	Kasich	Schumer
Brown (CA)	Kennedy (MA)	Sisisky
Cannon	Kennelly	Tauzin
Dingell	LaHood	Towns
Dooley	McDade	Wise
Furse	Moakley	Young (AK)
Gephardt	Poshard	
Gonzalez	Pryce (OH)	

□ 1323

The Clerk announced the following pair:

On this vote:

Mr. Young of Alaska for, with Mr. Berry against.

Ms. WOOLSEY, Ms. DELAURO, Ms. CARSON, Mr. MINGE, Ms. RIVERS, Ms. VELÁZQUEZ and Mr. OBERSTAR changed their vote from "yea" to "nay."

Mr. DIXON changed his vote from "nay" to "yea."

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

GENERAL LEAVE

Mr. GOSS. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks on H.R. 2538, the bill just passed.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Florida?

There was no objection.

PROVIDING FOR CONSIDERATION OF H.R. 3892, ENGLISH LANGUAGE FLUENCY ACT

Mr. GOSS. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 516 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 516

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 3892) to amend the Elementary and Secondary Education Act of 1965 to establish a program to help children and youth learn English, and for other purposes. The first reading of the bill shall be dispensed with. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Education and the Workforce. After general debate the bill shall be considered for amendment under the five-minute rule for a period not to exceed three hours and, thereafter, as provided in section 2 of this resolution. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Education and the Workforce now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. Before consideration of any other amendment it shall be in order to consider the amendment printed in the Congressional Record and numbered 1 pursuant to clause 6 of rule XXIII, if offered by Representative Riggs of California or his designee. That amendment shall be considered as read, be debatable for 10 minutes equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. If that amendment is adopted, the provisions of the amendment in the nature of a substitute as then perfected shall be considered as original text for the purpose of further amendment under the five-minute rule. After disposition of the amendment numbered 1, it shall be in order to consider the amendment printed in the Congressional Record and numbered 2 pursuant to clause 6 of rule XXIII, if offered by Representative Riggs of California or his designee, which shall be considered as read. That amendment and all amendments thereto shall be debatable for 30 minutes equally divided and controlled by the proponent and an opponent. During consideration of the bill